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COUNSEL FOR DEFENDANTS

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
HELENA DIVISION

NATHAN PIERCE, MONTANA  
COALITION FOR RIGHTS,  
MONTANANS FOR CITIZEN  
VOTING, LIBERTY INITIATIVE  
FUND, and SHERRI FERRELL,

Plaintiffs,

v.

COREY STAPLETON, in his official  
capacity as the Secretary of State for  
the State of Montana, TIM FOX, in his  
official capacity as Attorney General of  
Montana, and JEFF MANGAN, in his  
official capacity as the Commissioner of  
the Montana Commission on Political  
Practices,

Defendants.

CV-18-63-H-CCL

**DEFENDANTS' MOTION  
FOR ORDER DIRECTING  
PAYMENT OF EXPERT  
WITNESS DEPOSITION  
COST**

The official capacity defendants Corey Stapleton, Tim Fox, and Jeff Mangan move for an Order directing Plaintiffs to pay the balance of the amount billed by Defendants' expert witness C.B. Pearson, II, for a deposition taken by Plaintiffs' counsel on July 12, 2019.

This motion is based upon Federal Rule of Civil Procedure 26(b)(4)(E) and the Brief in Support of Motion for Order Directing Payment of Expert Witness Deposition Cost and the Declaration of Patrick M. Risken with exhibits filed herewith.

Pursuant to Local Rule 7.1(c)(1) counsel for the opposing party has been contacted and failed to indicate whether they opposed this motion. Defendants do not consider this to be a discovery motion. Regardless, Plaintiffs' counsel were each provided courtesy copies of this Motion, Brief in Support and Declaration with exhibits by email on May 6, 2020, imploring payment of the deposition cost at issue. To date there has not been a substantive response from anyone on behalf of Plaintiffs.

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Respectfully submitted this 8th day of May, 2020.

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By: /s/ Patrick M. Risken  
PATRICK M. RISKEN  
Counsel for Defendants

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing document with the clerk of the court for the United States District Court for the District of Montana, using the cm/ecf system. Participants in the case who are registered cm/ecf users will be served by the cm/ecf system.

Dated: May 8, 2020

/s/ Patrick M. Risken  
PATRICK M. RISKEN  
Counsel for Defendants